

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1213086-0

Total Deleted Page(s) = 61

Page 42 ~ Referral/Consult;
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JAMES O. EASTLAND, MISS., CHAIRMAN

JOHN S. MCCLELLAN, ARK.
SAM J. ERVIN, JR., N.C.
THOMAS J. DODD, CONN.
PHILIP A. HART, MICH.
EDWARD V. LONG, MO.
EDWARD M. KENNEDY, MASS.
BIRCH BAYH, IND.
QUENTIN N. BURDICK, N. DAK.
JOSEPH D. TYDINGS, MD.
GEORGE A. SMATHERS, FLA.

EVERETT MC KINLEY, ILL.
ROMAN L. HRUSKA, NEB.
Hiram L. PONG, HAWAII
HUGH SCOTT, PA.
STROM THURMOND, S.C.

United States Senate

COMMITTEE ON THE JUDICIARY

November 1, 1967

Honorable J. Edgar Hoover
Director
Federal Bureau of Investigation
Department of Justice
Washington, D. C.

Dear Mr. Hoover:

Pursuant to Committee Resolution adopted at its organization meeting of January 17, 1967, I am submitting herewith the name of Alexander Mordecai Bickel, employee of the Subcommittee on Separation of Powers, together with Form 86, United States Civil Service Commission, for the purpose of providing information to assist the investigation.

It will be appreciated if you will forward to me, as Chairman of the Committee on the Judiciary, the report on Mr. Bickel when the investigation has been completed.

With kindest regards, I am

Sincerely yours,

James O. Eastland

EX-102

REC-23 Chairman

MCT-45

REC-4
EX 10664

5333

NOV 2 1967

ENCLOSURE

JOE:ms
encl

Airtel to WF0
11/3/67
WHB/jmh
LV
NY
BS
SL
NH
CE
CA
BA

The records of the American Bar Association, Chicago, Illinois, were checked and disclosed

- ☐ No record
☒ Current member
☐ Former member

11/3/67

airtel

Records contain no unfavorable information

b6
b7C

To: SACs, Washington Field - Enc.
Las Vegas - Enc.
New York - Enc.
Boston - Enc.
St. Louis - Enc.
New Haven - Enc.
Charlotte - Enc.
Chicago - Enc.
Baltimore - Enc.

From: Director, FBI

EX-102
REC-23

161 - 5333 -

ALEXANDER MORDECAI BICKEL
SPECIAL INQUIRY
SENATE COMMITTEE ON THE JUDICIARY
BUDED: 11/17/67

Chairman above committee has requested investigation of Bickel, who is an employee of Subcommittee on Separation of Powers. Born 12/17/24 in Rumania, and resides 261 St. Ronan St., New Haven, Conn. Background data attached.

Check records of appropriate bars and bar associations, including ABA.

Las Vegas verify Bickel's divorce from court records. Ascertain last known address of former wife and set out appropriate lead for interview.

It appears Bickel became a naturalized citizen while in the U.S. Army. In addition to checks by WFO and Charlotte, St. Louis should also report any information in that regard.

SPIN.

NOTE: Request received 11/3/67 by letter dated 11/1/67 from Senator James O. Eastland.

WHB:jmb
(20)

Return to

Room 1258.

Third Party
b6
b7C

MAILED 19
NOV 3 1967
COMM-FBI

Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

MAIL ROOM TELETYPE UNIT

62 JAN 5 1968

9-4

Standard Form 86

AUGUST 1964
U.S. CIVIL SERVICE COMMISSION
(F.P.M. CHAPTER 736)
86-106SECURITY INVESTIGATION DATA
FOR SENSITIVE POSITION

CASE SERIAL NO. (CSC use only)

INSTRUCTIONS.—Prepare in triplicate, using a typewriter. Fill in all items. If the answer is "No" or "None," so state. If more space is needed for any item, continue under item 28.

1. FULL NAME <i>(Initials and abridgements of full name are not acceptable. If no middle name, show "NMNY"; if initials only, show "(no given or middle name)"</i>	(LAST NAME)	(FIRST NAME)	(MIDDLE NAME)	2. DATE OF BIRTH
	BICKEL,	Alexander	Mordecai	Dec. 17, 1924
	OTHER NAMES USED. <i>(Maiden name, names by former marriages, former names changed legally or otherwise, aliases, nicknames, etc. Specify which, and show dates used)</i>			3. PLACE OF BIRTH
				Rumania
				4. <input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE
				5. HEIGHT
				5-7
				WEIGHT
				150
				COLOR EYES
				BR
				COLOR HAIR
				BR

6. <input type="checkbox"/> SINGLE <input checked="" type="checkbox"/> MARRIED <input type="checkbox"/> WIDOW(ER) <input type="checkbox"/> DIVORCED	7. IF MARRIED, WIDOWED, OR DIVORCED, GIVE FULL NAME AND DATE AND PLACE OF BIRTH OF SPOUSE OR FORMER SPOUSE. INCLUDE MAIDEN NAME. GIVE DATE AND PLACE OF MARRIAGE OR DIVORCE.
--	--

8. DATES AND PLACES OF RESIDENCE. *(If actual places of residence differ from the mailing addresses, furnish and identify both. Begin with present and go back to January 1, 1937. Continue under item 28 on other side if necessary.)*

FROM	TO	NUMBER AND STREET	CITY	STATE
	June, 1939	2322 62 Street	Brooklyn, N.Y.	b6
1939	June, 1941	2186 Cruger Ave.	The Bronx, N.Y.	b7C
1941	Feb., 1947	600 West 150 St.	New York, N.Y. (Army, 43-45)	
1947	1947	7 Alden Rd., 65 Sparks St.,	Cambridge, Mass.	
1948	1949	Perkins Hall, Harvard Univ.,	Cambridge, Mass.	
1949	July 1950	372 Beacon Street	Cambridge, Mass.	
1950	June 1952	State Dep't, Frankfurt, Paris,	AP0 757, NY.	
1952	Aug 1953	233d St. NW, 2N St. NW,	Washington, D.C.	
1953	Aug 1954	2801 Quebec Street NW	Washington, D.C.	
1954	Aug 1956	45 Linnean Street	Cambridge, Mass.	
1956	Sept 1959	386 Prospect Street	New Haven, Conn	
1959	Aug 1960	2408 Eye St NW	Washington, D.C.	

9. <input type="checkbox"/> BY BIRTH <input checked="" type="checkbox"/> NATURALIZED <input checked="" type="checkbox"/> U.S. CITIZEN	ALIEN REGISTRATION NO. CERT. NO. 5993613 PETITION NO.	DATE, PLACE, AND COURT Aug. 9, 1943, US Dist. Ct., Spartanburg, S.C.
<input type="checkbox"/> DERIVED-PARENTS CERT. NO(S).		
<input type="checkbox"/> ALIEN	REGISTRATION NO.	NATIVE COUNTRY
		DATE AND PORT OF ENTRY

10. EDUCATION. *(All schools above elementary.)*

NAME OF SCHOOL	ADDRESS	FROM (Year)	TO (Year)	DEGREES
Christopher Columbus High School,	Bronx, N.Y.	1939-1941		
City College, N.Y.		1941-43, 1946-47		
Harvard		1947-49		B.S. LL.B.

11. THIS SPACE FOR FBI USE. *(See also item 29.)*

12. SOCIAL SECURITY NUMBER 123-16-6979	
13. MILITARY SERVICE <i>(Past or present)</i> U.S. Army	
SERIAL NO. <i>(If none, give grade or rating at separation)</i>	BRANCH OF SERVICE <i>(Army, Navy, Air Force, etc.)</i>
32962744 -1-	Army
FROM (Yr.)	TO (Yr.)
1943-45	

ENCLOSURE

26a. REFERENCES. (Name three persons, not relatives or employers, who are aware of your qualifications and fitness.)

NAME IN FULL

HOME ADDRESS

BUSINESS ADDRESS

YEARS KNOWN

? U. OF Chicago Law School 14
? DEPARTMENT OF STATE, WASHINGTON DC 17
? DEPARTMENT OF JUSTICE, WASHINGTON DC 14

b6
b7c

26b. CLOSE PERSONAL ASSOCIATES. (Name three persons, such as friends, schoolmates or colleagues, who know you well)

NAME IN FULL

HOME ADDRESS

BUSINESS ADDRESS

YEARS KNOWN

ROBERT H. DORR, 61 HUNTINGTON ST. YALE LAW SCHOOL, New Haven 11
YALE LAW SCHOOL, New Haven 7
YALE LAW SCHOOL New Haven 11

27. TO YOUR KNOWLEDGE, HAVE YOU EVER BEEN THE SUBJECT OF A FULL FIELD OR BACKGROUND PERSONAL INVESTIGATION BY ANY AGENCY OF THE FEDERAL GOVERNMENT? ☒ YES ☐ NO. (If your answer is "Yes," show in item 28, (1) the name of the investigating agency (2) the approximate date of investigation, and (3) the level of security clearance granted, if known.)

28. SPACE FOR CONTINUING ANSWERS TO OTHER QUESTIONS. (Show item numbers to which answers apply. Attach a separate sheet if there is not enough space here.)

8. Aug./60 June/61 7 BRIAR LANE NEW HAVEN CONN.
June/61-Sept/65 55 Gorham Drive HADDEN, CONN.
Sept/65 - 261 Lt. Monan St., NEW HAVEN, CONN.
20. Mexico, Jan., 1958, Jan., 1959 pleasure
Aruba, Curacao, Venezuela, UZONOR, 1960 pleasure
27. State Dept, 1950, 1953, ~~TOP SECRET~~

29. REPORT OF INFORMATION DEVELOPED. (This space reserved for FBI use)

DATE:

Before signing this form check back over it to make sure you have answered all questions fully and correctly.

CERTIFICATION

I CERTIFY that the statements made by me on this form are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

False statement on this form
is punishable by law.

13 Oct. 1967
(DATE)

Alfred M. McNeil
(SIGNATURE—Sign original and first carbon copy)

INFORMATION TO BE FURNISHED BY AGENCY

INSTRUCTIONS TO AGENCY: See Federal Personnel Manual Chapter 736 and FPM Supplement 296-31, Appendix A, for details on when this form is required and how it is used. If this is a request for investigation before appointment, insert "APPL" in the space for Date of Appointment and show information about the proposed appointment in the other spaces for appointment data. The original and the first carbon copy should be signed by the applicant or appointee. Submit the original and the unsigned carbon copy of the form, Standard Form 87 (Fingerprint Chart), and any investigative information about the person received on voucher forms or otherwise, to the United States Civil Service Commission, Bureau of Personnel Investigations, Washington, D.C., 20415. If this is a request for full field security investigation, submit these forms to the attention of the Division of Reimbursable Investigations; if this is a request for preappointment national agency checks, submit these forms to the attention of the Control Section.

RETAIN THE CARBON COPY OF STANDARD FORM 86 (SIGNED BY THE APPLICANT OR APPOINTEE) FOR YOUR FILES

DATE OF APPOINTMENT	TYPE OF APPOINTMENT: <input type="checkbox"/> EXCEPTED <input type="checkbox"/> COMPETITIVE. (Include indefinite and temporary types of competitive appointments.)	CIVIL SERVICE REGULATION NUMBER OR OTHER APPOINTMENT AUTHORITY	TITLE OF POSITION AND GRADE OR SALARY
DEPARTMENT OR AGENCY	DUTY STATION	SEND RESULTS OF PREAPPOINTMENT CHECK TO: 4.	
THIS IS A SENSITIVE POSITION			
(SIGNATURE AND TITLE OF AUTHORIZED AGENCY OFFICIAL)			

19. HAVE YOU EVER HAD A NERVOUS BREAKDOWN OR HAVE YOU EVER HAD MEDICAL TREATMENT FOR A MENTAL CONDITION? ☐ YES ☒ NO.
(If your answer is "Yes," give details in item 28.)

20. FOREIGN COUNTRIES VISITED (SINCE 1930). (Exclusive of military service.)

COUNTRY	DATE LEFT U.S.A.	DATE RETURNED U.S.A.	PURPOSE
N. Africa, Italy	Nov. 1943	June, 1945	my
Germany, France	Aug., 1950	June, 1952	Gov't service
Germany	June, 1951	June, 1951	business
England	January, 1955	January, 1956	business

21. ARE YOU NOW, OR HAVE YOU EVER BEEN, A MEMBER OF THE COMMUNIST PARTY, U.S.A., OR ANY COMMUNIST OR FASCIST ORGANIZATION? ☐ YES ☒ NO.

22. ARE YOU NOW OR HAVE YOU EVER BEEN A MEMBER OF ANY FOREIGN OR DOMESTIC ORGANIZATION, ASSOCIATION, MOVEMENT, GROUP, OR COMBINATION OF PERSONS WHICH IS TOTALITARIAN, FASCIST, COMMUNIST, OR SUBVERSIVE, OR WHICH HAS ADOPTED, OR SHOWS, A POLICY OF ADVOCATING OR APPROVING THE COMMISSION OF ACTS OF FORCE OR VIOLENCE TO DENY OTHER PERSONS THEIR RIGHTS UNDER THE CONSTITUTION OF THE UNITED STATES, OR WHICH SEEKS TO ALTER THE FORM OF GOVERNMENT OF THE UNITED STATES BY UNCONSTITUTIONAL MEANS? ☐ YES ☒ NO.

23. IF YOUR ANSWER TO QUESTION 21 OR 22 ABOVE IS "YES" STATE THE NAMES OF ALL SUCH ORGANIZATIONS, ASSOCIATIONS, MOVEMENTS, GROUPS, OR COMBINATIONS OF PERSONS AND DATES OF MEMBERSHIP. IN ITEM 28 OR ON A SEPARATE SHEET TO BE ATTACHED TO AND MADE A PART OF THIS FORM, GIVE COMPLETE DETAILS OF YOUR ACTIVITIES THEREIN AND MAKE ANY EXPLANATION YOU DESIRE REGARDING YOUR MEMBERSHIP OR ACTIVITIES.

NAME IN FULL	ADDRESS	FROM	TO	OFFICE HELD
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24. MEMBERSHIP IN OTHER ORGANIZATIONS. (List all organizations in which you are now a member or have been a member, except those which show religious or political affiliations.) (If none, so state.)

NAME IN FULL	ADDRESS	TYPE	FROM	TO	OFFICE HELD
Labor Zionist Youth	New York		1946-47		
American Veterans Committee			1946-47		
Harvard Law School Association			1950-		
American Bar Association			1952-		
American Civil Liberties Union			X ?		

b6
b7C

25. RELATIVES. (Parents, spouse, divorced spouse, children, brothers, and sisters, living or dead. Name of spouse should include maiden name and any other names by previous marriage. If person is dead, state "dead" after relationship and furnish information for other columns as of time of death.)

RELATION	NAME IN FULL	YEAR OF BIRTH	ADDRESS	COUNTRY OF BIRTH	PRESENT CITIZENSHIP
FATHER	Solomon Bickel	1896	890 WEST END AVENUE	Poland	US
Mother	Yetta Bickel	1901	Baze	Austria	US

BORN-1962-USA

14. HAVE YOU EVER BEEN DISCHARGED FROM THE ARMED FORCES UNDER OTHER THAN HONORABLE CONDITIONS? ☐ YES ☒ NO.

(If answer is "Yes," give details in item 28.)

15. EMPLOYMENT. (List ALL employment dates starting with your present employment. Give both month and year for all dates. Show ALL dates and addresses when unemployed. Give name under which employed if different from name now used.)

FROM	TO	NAME OF EMPLOYER (Firm or agency) AND SUPERVISOR (Full name, if known)	ADDRESS (Where employed)	TYPE OF WORK	REASON FOR LEAVING
July, 1956		Yale University	New Haven, Conn	Professor of Law	
July/54	Jul/56	Harvard Univ.	Cambridge, Mass	Research Assoc.	Resigned
Aug/53	Jul/54	State Dept Wash DC	Sp. Asst Dir.	Pol Pl Staff	Resigned
Aug/52	Aug/53	Sup. Ct. US Wash DC	Law Clerk	Franfurter, J.	Resigned
Aug/50	Jul/52	State Dept Frankfurt, Paris	Legal Officer		Resigned
Jul/49	Aug/50	US Ct of App Boston	Law Clerk to Ch. Judge		Resigned

16. HAVE YOU EVER BEEN DISCHARGED (FIRED) FROM EMPLOYMENT FOR ANY REASON? ☐ YES ☒ NO.

17. HAVE YOU EVER RESIGNED (QUIT) AFTER BEING INFORMED THAT YOUR EMPLOYER INTENDED TO DISCHARGE (FIRE) YOU FOR ANY REASON? ☐ YES ☒ NO.

(If your answer to 16 or 17 above is "Yes" give details in item 28. Show the name and address of employer, approximate date, and reasons in each case. This information should agree with the statements made in item 15—EMPLOYMENT.)

18. HAVE YOU EVER BEEN ARRESTED, TAKEN INTO CUSTODY, HELD FOR INVESTIGATION OR QUESTIONING, OR CHARGED BY ANY LAW ENFORCEMENT AUTHORITY?

(You may omit: (1) Traffic violations for which you paid a fine of \$30 or less; and (2) anything that happened before your 16th birthday. All other incidents must be included, even though they were dismissed or you merely forfeited collateral.) ☐ YES ☒ NO.

IF YOUR ANSWER IS "YES," GIVE FULL DETAILS BELOW:

DATE

CHARGE

PLACE

LAW ENFORCEMENT
AUTHORITY

ACTION TAKEN

2-

Federal Bureau of Investigation
Records Branch

11/6

, 1967

☒ Name Searching Unit - Room 6527 b6
☐ Service Unit - Room 6524 b7C
☒ Forward to File Review
☐ Attention _____
☒ Return to _____ 1254-2346

Supervisor Room Ext.

Type of References Requested:

☐ Regular Request (Analytical Search)
☒ All References (Subversive & Nonsubversive)
☐ Subversive References Only
☐ Nonsubversive References Only
☐ Main _____ References Only

Type of Search Requested:

☐ Restricted to Locality of _____
☐ Exact Name Only (On the Nose)
☐ Buildup ☐ Variations

Subject Alexander Mardcan Bickle
 Birthdate & Place 12/17/24 Rumania
 Address _____

b6

b7C

Localities _____

R# 56 Date 11/6 Search Initials ☐Prod. 8

FILE NUMBER

SERIAL

☒ 116-390677 I
 NPI 62-37356-19
Alexander

NO J 62-109060-A DOC 2-8-67
 NO J 62-109060-A N.Y. WORLD JOURNAL Tribune
 11-30-66

NO J 66-7225-1597, 1598
 NO J 151-1498-2
Alexander (war)

NO J Bickle, Alexander (war)
 NO J 62-109060-17 WASH. POST Times Herald
 1-26-67

NOV 6 1967

Federal Bureau of Investigation
Records Branch

11/6, 1967

<input type="checkbox"/>	Name Searching Unit - Room 6527
<input type="checkbox"/>	Service Unit - Room 6524
<input type="checkbox"/>	Forward to File Review
<input type="checkbox"/>	Attention _____
<input type="checkbox"/>	Return to _____
	Supervisor Room Ext.

Type of References Requested:

<input type="checkbox"/>	Regular Request (Analytical Search)
<input checked="" type="checkbox"/>	All References (Subversive & Nonsubversive)
<input type="checkbox"/>	Subversive References Only
<input type="checkbox"/>	Nonsubversive References Only
<input type="checkbox"/>	Main _____ References Only

Type of Search Requested:

<input type="checkbox"/>	Restricted to Locality of _____
<input type="checkbox"/>	Exact Name Only (On the Nose) b6
<input type="checkbox"/>	Buildup <input type="checkbox"/> Variations b7C

Subject

Birthdate & Place _____

Address _____

b6

b7C

Localities _____

R# _____

Date

11/6

Searched
Initials

Prod. _____

FILE NUMBER

SERIAL

b6

b7C

Bickel, Alexander Mordecai
NRBickle, Alexander Mordecai
NR

UNITED STATES GOVERNMENT

Memorandum

TO : Director, FBI (161-5333)

DATE: 11/14/67

FROM : SAC, WFO

(161-4582)

SUBJECT: ALEXANDER MORDECAI BICKEL
SPISOG ACTION:
(Records Branch)☐ Post and destroy
☐ File

This case will be delinquent.

Date of Bureau deadline: 11/19/67

Reason for the delinquency: Report in Nictation

Date the report or necessary communication will reach the Bureau: 11/20/67

AEC zone designation; e. g. , OR, CH, etc. :
(This applies only to 116 cases.)☒ No administrative action necessary.

914

M2

Bureau

11/3/67

airtel

To: SACs, Washington Field - Enc.
Las Vegas - Enc.
New York - Enc.
Boston - Enc.
St. Louis - Enc.
New Haven - Enc.
Charlotte - Enc.
Chicago - Enc.
Baltimore - Enc.

From: Director, FBI

ALEXANDER MONDECAI BICKEL
SPECIAL INQUIRY
SENATE COMMITTEE ON THE JUDICIARY
BUDED: 11/17/67

BA USE ONLY

AGENCY	REL.	DATE	TWT.
DOJ	✓	11/8	JSB
AIRR	ND	11/13	JSB
WIS			
OS			

RUC

Chairman above committee has requested investigation of Bickel, who is an employee of Subcommittee on Separation of Powers. Born 12/17/24 in Rumania, and resides 261 St. Roman St., New Haven, Conn. Background data attached.

Check records of appropriate bars and bar associations, including ABA.

Las Vegas verify Bickel's divorce from court records. Ascertain last known address of former wife and set out appropriate lead for interview.

It appears Bickel became a naturalized citizen while in the U.S. Army. In addition to checks by WFO and Charlotte, St. Louis should also report any information in that regard.

SPIN.

NOV 17 11 03 AM '67
RECEIVED

BA FILE TO BE
DESTROYED IN 60 DAYS

161-1-44 9-61

SEARCHED.....	INDEXED.....
SERIALIZED.....	FILED.....
NOV 6 1967	
FBI - BALTIMORE	

11A
11-10-67
JDB

F.B.I.

Date: 11/8/67

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI

FROM: SAC, NEW HAVEN (161-877) (P)

SUBJECT: ALEXANDER MORDECAI BICKEL
SPECIAL INQUIRY
SENATE COMMITTEE ON THE JUDICIARY
BUDED 11/17/67

Re: Bureau airtel to WFO, 11/3/67.

Inquiry, Yale Law School, Yale University, New Haven, Conn., 11/7/67, reflects BICKEL was Contributing Editor to "The New Republic", 1244 19th NW, Washington, D.C., 20036, and submits articles to "Commentary", New York City, which Southern New England Telephone Company (SNET), New Haven advises is located 165 East 56th Street, New York City, Plaza 1-4000.

Indices New Haven Office negative "Commentary" and contain nothing derogatory identifiable with "The New Republic".

Records Yale University reflect BICKEL admitted to practice in Massachusetts in 1950. No record of BICKEL as member of Conn. Bar.

Boston, New York and WFO conduct necessary investigation.

SPIN.

(3) Bureau
2- Boston
2- New York
2- WFO
1- New Haven
JGN:cah
(10)

*2 cc's destroyed
EES/may*

161-5333-2

b6
NOT RECORDED b7C
6 NOV 10 1967

Approved: *248 mm*

Sent _____ M Per _____

Special Agent in Charge

62 JAN 5 1968

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE LAS VEGAS	OFFICE OF ORIGIN BUREAU	DATE 11/9/67	INVESTIGATIVE PERIOD 11/8/67
TITLE OF CASE ALEXANDER MORDECAI BICKEL		REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	TYPED BY alf
		CHARACTER OF CASE SPI SENATE COMMITTEE ON THE JUDICIARY	

REFERENCE:

Bureau airtel to WFO, et al, dated 11/3/67.

-RUC -

ACCOMPLISHMENTS CLAIMED						ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	AUTO.	FUG.	FINES	SAVINGS	RECOVERIES		
APPROVED <i>[Signature]</i> COPIES MADE: ① Bureau 1 - Las Vegas (161-139)						SPECIAL AGENT IN CHARGE	
DO NOT WRITE IN SPACES BELOW 161-5333-3 NOT RECORDED 8 NOV 13 1967 Spec. Ind.							
Dissemination Record of Attached Reports						Notations	
Agency							
Request Recd.							
Date Fwd.							
How Fwd.							
By							

- A* -
COVER PAGE

62 JAN 5 1968

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

Date:

11/9/67

Office: Las Vegas

b6

b7C

Field Office File #: 161-139

Bureau File #:

Title:

ALEXANDER MORDECAI BICKEL

Character:

SPECIAL INQUIRY - SENATE COMMITTEE ON THE JUDICIARY

Synopsis:

Unable to verify BICKEL's divorce at either Reno or Carson City, Nevada.

- RUC -

b6

b7C

DETAILS:

On November 8, 1967, the following listed persons were contacted by SA [redacted] and advised that their respective agency has no record of a divorce of ALEXANDER MORDECAI BICKEL:

[redacted] Courts Office^{b6}
Washoe County, Reno, Nevada. ^{b7C}

[redacted] Courts Office,
Ormsby County, Carson City, Nevada.

- 1* -

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI

DATE: 11/13/67

FROM : SAC, CHARLOTTE (161-0) (RUC)

SUBJECT: ALEXANDER MORDECAI BICKEL
SPECIAL INQUIRY
SENATE COMMITTEE ON THE JUDICIARY
BUDED 11/17/67

Re Bureau airtel 11/3/67, and Charlotte report
of SA JOHN ALDEN MUNN 10/22/53.

During previous investigation conducted by the
Charlotte Division entitled "ALEXANDER MORDECAI BICKEL
-WA- 77834, aka Alexandru Bickel, Alexandru Buckel - AEA-A,"
Charlotte file 116-23339, contains full account of naturaliza-
tion.

UACB, no investigation being conducted.

② - Bureau
1 - Charlotte

RNM:dmb
(3)

*1 cc destroyed
EES/may*

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14 NOV 15 1967



62 JAN 5 1968

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

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PLAINTEXT

TELETYPE

DEFERRED

TO SACS WASHINGTON FIELD (BSM) *san*
NEW HAVEN
BOSTON

FROM DIRECTOR FBI (161-5333)

ALEXANDER MORDECAI BICKEL, SPECIAL INQUIRY, SENATE
COMMITTEE ON THE JUDICIARY.

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REBUAIRTEL NOVEMBER THREE LAST.

BICKEL'S PSQ INDICATES HE OBTAINED DIVORCE FROM

IN

LAS VEGAS OFFICE ADVISES

DIVORCE RECORDS RENO NEGATIVE RE DIVORCE.

ALL OFFICES ATTEMPT TO SECURE INFO CONCERNING DIVORCE
AND PRESENT WHEREABOUTS OF IN ORDER DIVORCE

CAN BE VERIFIED AND INTERVIEWED.

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATION SECTION

NOV 14 1967

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NOT RECORDED

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- Tolson _____
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Return to Room 1254.

62 JAN 5 1968

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ST. LOUIS	OFFICE OF ORIGIN BUREAU	DATE 11/15/67	INVESTIGATIVE PERIOD 11/7 - 14/67
TITLE OF CASE ALEXANDER MORDECAI BICKEL		REPORT MADE BY IC 	TYPED BY mjb
		CHARACTER OF CASE SPI	b6 b7C

REFERENCE: Buairtel, 11/3/67.

- RUC -

- A* -
COVER PAGECase has been: Pending over one year ☐ Yes ☐ No; Pending prosecution over six months ☐ Yes ☐ No

APPROVED

SPECIAL AGENT
IN CHARGE

DO NOT WRITE IN SPACES BELOW

COPIES MADE:

① - Bureau (AM)

1 - St. Louis (161-2817)

NOT RECORDED

11 NOV 17 1967

Dissemination Record of Attached Report

Notations

Agency				
Request Recd.				
Date Fwd.				
How Fwd.				
By				

62 JAN 5 1968

SIX/27

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:
Date:IC [REDACTED]
NOVEMBER 15, 1967

Office:

ST. LOUIS

b6
b7C

Field Office File #:

161-2817

Bureau File #:

Title:

ALEXANDER MORDECAI BICKEL

Character:

SPECIAL INQUIRY

Synopsis:

Records on file at the National Personnel Records Center (Civilian Personnel Records), St. Louis, Mo., indicated ALEXANDER MORDECAI BICKEL employed by U. S. Department of State in Germany, and in Washington, D. C., on two occasions. Terminated by reason of termination of appointment and resignation. Records, MPRC, St. Louis, Mo., disclosed ALEXANDER MORDECAI BICKEL served in U. S. Army as enlisted man and in U. S. Army Reserve as officer. Received honorable discharges.

- RUC -

DETAILS: AT ST. LOUIS, MISSOURI

A review on November 9, 1967, of the personnel records National Personnel Records Center (Civilian Personnel Records), St. Louis, Missouri, indicated that ALEXANDER MORDECAI BICKEL was employed on August 13, 1950, as an Attorney with the U. S. Department of State, Office of High Commissioner for Germany (HICOG), Office of General Counsel, Laender Legislation Branch, at Frankfurt, Germany. Effective October 15, 1950, he was transferred to HICOG, Office of General Counsel, Administration of Justice Division, HICOG Justice Branch, at Bad Nauheim, Germany. Effective December 24, 1950, he was transferred to Administration of Justice Division, HICOG Justice Branch, at Frankfurt, Germany. Effective April 1, 1951, he was promoted to Legal Officer. Effective October 28, 1951, he was changed to HICOG, Office of General Counsel, Legal Service Division, Office of Chief at Frankfurt, Germany. Effective November 25, 1951, he was transferred

SL: 161-2817

to Bonn (Bad Godesburg), Germany. Effective December 9, 1951, he was reassigned to HICOG "A", Replacement Administrative Officer Pool at Bonn (Bad Godesburg), Germany. This employment was terminated on June 27, 1953, as a Legal Officer by reason of termination of appointment.

He was employed on August 24, 1953, as a Foreign Affairs Officer (Special Assistant to Director), U. S. Department of State, Policy Planning Staff, at Washington, D. C. This employment was terminated on June 18, 1954, as a Foreign Affairs Officer by reason of resignation to accept another position.

The record contained an efficiency report covering the period from August 13, 1950, to December 1, 1951, wherein he was rated as VERY GOOD, with the following summary shown: "Mr. Bickel is a young attorney of great promise. He has a keen interest in certain aspects of his work but is prone to push aside many routine matters (which he considers unworthy of his efforts). He writes exceedingly well and should with proper guidance and stimulating tasks, take him far either in private practice or in governmental work."

The date and place of birth were shown as December 17, 1924, at Bucharest, Rumania.

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On November 14, 1967, a review by IC [redacted] of the military service records on file at the Military Personnel Records Center, St. Louis, Missouri, disclosed that ALEXANDER MORDECAI BICKEL, Serial Number 32 962 744, was inducted into the U. S. Army on May 29, 1943, and he entered on active duty on June 12, 1943, at Fort Dix, New Jersey. He was honorably discharged on November 8, 1945, as a Technician Fifth Grade at Fort George G. Meade, Maryland, by reason of demobilization.

He served in the U. S. Army Enlisted Reserve Corps, inactive status, from May 29, 1943, to June 11, 1943.

He was appointed a Second Lieutenant, Serial Number 0 958 224, in the U. S. Army Officers' Reserve Corps, on May 20, 1948, and he served on an inactive status until April 29, 1957, at which time he was honorably discharged as a First Lieutenant by reason of failure to

SL: 161-2817

be selected for promotion after the second consideration.

His military occupations were shown as Rifleman, General Clerk, Translator, Machine Gunner, and as Military Intelligence Officer, and civilian occupations as Student and as Lawyer.

He had foreign service in North Africa and in Europe and was awarded the American Theater Service Ribbon, the European-African-Middle Eastern Service Ribbon with bronze arrowhead and three bronze battle stars, the Combat Infantryman's Badge, the Purple Heart Medal, the World War II Victory Medal and the Good Conduct Medal.

His character and efficiency ratings ranged from unknown to excellent, and there was no record of courts-martial or absence without official leave.

The records indicated that during the above reserve service he performed active duty for training from March 5, 1951, to March 19, 1951.

The date and place of birth were shown as December 17, 1924, at Bucharest, Rumania.

The records indicated that he was naturalized on August 9, 1943, in the U. S. District Court, Spartanburg, South Carolina, certificate number 5993613. No other details were shown.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE BOSTON	OFFICE OF ORIGIN BUREAU	DATE 11/16/67	INVESTIGATIVE PERIOD 11/8/67 - 11/14/67
TITLE OF CASE ALEXANDER MORDECAI BICKEL		REPORT MADE BY FRANCIS J. CONNORS	TYPED BY mac
		CHARACTER OF CASE SPI SENATE COMMITTEE ON THE JUDICIARY	

REFERENCES: Bureau airtel dated 11/3/67.
New Haven airtel dated 11/8/67.
Bureau teletype dated 11/14/67.

- RUC -

- A* -
COVER PAGE

ACCOMPLISHMENTS CLAIMED						ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	AUTO.	FUG.	FINES	SAVINGS	RECOVERIES		

APPROVED
COPIES MADE

SPECIAL AGENT
IN CHARGE

DO NOT WRITE IN SPACES BELOW

1-Bureau (161-5333)

1-Boston (161-1851)

161-5333-7
NOT RECORDED
14 NOV 20 1967

Dissemination Record of Attached Report					Notations
Agency					
Request Recd.					
Date Fwd.					
How Fwd.					
By					

62 JAN 5 1968

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: FRANCIS J. CONNORS
Date: 11/16/67

Office: Boston, Massachusetts

Field Office File #: 161-1851

Bureau File #: 161-5333

Title:

ALEXANDER MORDECAI BICKEL

Character:

SPECIAL INQUIRY
SENATE COMMITTEE ON THE JUDICIARY

Synopsis:

Employment verified and favorable. Appointee admitted to Mass. Bar in 3/50. No record of complaints and grievances against him. Results of credit and arrest records checks set out.

- RUC -

Details:

Credit and arrest records checks at Boston, Massachusetts were conducted at the request of IC [REDACTED]

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Investigation at the Massachusetts Supreme Judicial Court Clerk's Office and the Boston and Massachusetts Bar Associations was conducted by SA [REDACTED]

EMPLOYMENT

On November 13, 1967, [REDACTED] [REDACTED] Harvard Law School, Cambridge, Massachusetts, advised their records reflect ALEXANDER MORDECAI BICKEL was born on December 17, 1924, in Romania and resided at 45 Linnean Street, Cambridge, Massachusetts.

Records reflect he was appointed a Research Associate in Law for one year from August 1, 1954, and was re-appointed for one year from August 1, 1955.

BS 161-1851

[redacted] that the appointee was associated with Professor MARK DE WOLF HOWE, who is deceased and with [redacted] during his attendance at the Law School.

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She stated that she could identify no other present members of the faculty who would be acquainted with the appointee.

[redacted] advised that she recalled the appointee when he did his research work here and stated that her knowledge of his character, morals, reputation, associates, and loyalty was favorable. She stated that she has not seen him since he left the school and stated she would recommend him for a responsible Government position.

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On November 14, 1967, [redacted] Harvard Law School, advised that he has known the appointee since 1954, when he worked at the Law School on two yearly appointments as a Research Associate. [redacted] stated that he was working on research for a book and since then he has had numerous contacts with the appointee. [redacted] stated that the appointee is a Professor at Yale, an outstanding teacher in the field of Law, and he believes that he will make a fine Government employee.

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He stated that the appointee's character, reputation, associates and loyalty are above reproach. He advised that he was not acquainted, however, with any of the appointee's family.

CREDIT

On November 13, 1967, personnel at the Credit Bureau of Greater Boston, 6 St. James Avenue, Boston, Massachusetts, advised their files contained no record in the name of ALEXANDER MORDECAI BICKEL.

ARREST

On November 13, 1967, [redacted] Cambridge, Massachusetts Police Department, advised their files contained no record identifiable with ALEXANDER MORDECAI BICKEL.

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On November 8, 1967, records of the Boston, Massachusetts Police Department revealed no record identifiable with ALEXANDER MORDECAI BICKEL.

BS 161-1851

On November 8, 1967, personnel at the Office of the Massachusetts Commissioner of Probation, Suffolk County Courthouse, Boston, Massachusetts, a central repository for all traffic and criminal conviction records in the Commonwealth of Massachusetts, advised their files contained no record identifiable with ALEXANDER MORDECAI BICKEL.

MISCELLANEOUS

On November 13, 1967, [redacted] of the Massachusetts Supreme Judicial Court, advised that the appointee petitioned, on May 24, 1949, for admission to the Massachusetts Bar, and on March 21, 1950, he was admitted for practice before the Massachusetts Bar, having passed his Bar examination.

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Records reflect the appointee is in good standing and no complaints or grievances have been filed against him.

On November 13, 1967, [redacted] Boston Bar Association, 16 Beacon Street, Boston, Massachusetts, advised their files reflect the appointee is not a member of the organization and no complaints or grievances were ever brought against him by the Association.

On November 13, 1967, [redacted] in the Office of the Massachusetts Bar Association, 1 Center Plaza, Boston, advised their files reflect the appointee is not a member of the Association and there is no record of any complaints or grievances ever having been filed against him with the Association.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW HAVEN	OFFICE OF ORIGIN BUREAU	DATE 11/16/67	INVESTIGATIVE PERIOD 11/7-16/67
TITLE OF CASE ALEXANDER MORDECAI BICKEL		REPORT MADE BY SA JAMES G. NAGLE	TYPED BY mmf
		CHARACTER OF CASE SPECIAL INQUIRY SENATE COMMITTEE ON THE JUDICIARY	

REFERENCES: Bureau airtel to New Haven, ET AL, 11/3/67;
New Haven airtel to Bureau, 11/8/67;
Bureau teletype to New Haven, ET AL, 11/14/67.

- RUC -

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b7DADMINISTRATIVE:

[redacted] an established source, [redacted], Alumni Records Office, Yale University, upon contact, 11/16/67, advised she could furnish no information regarding BICKEL's divorce since her office maintains information only on Yale graduates.

[redacted] of Mr. BICKEL (an established source) was contacted on 11/16/67 for any information relative to

ACCOMPLISHMENTS CLAIMED						ACQUIT-TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	AUTO.	FUG.	FINES	SAVINGS	RECOVERIES		

APPROVED

SPECIAL AGENT
IN CHARGE

COPIES MADE:

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① Bureau (161-5333)

1 New Haven (161-877)

161-5333-8	REC-71
NOT RECORDED	
1 NOV 20 1967	

Dissemination Record of Attached Report					Notations
Agency	Request Recd.	Date Fwd.	How Fwd.	By	
					<i>Spec. Inv.</i> 62 JAN 5 1968

the divorce of BICKEL.

She advised that she was not personally knowledgeable of the divorce of BICKEL which she noted would have resulted from BICKEL's marriage while at Harvard University.

The details of this report reflect contact with [redacted] b7C
[redacted] Provost's Office, Yale University, who advised b7C
from records that ALEXANDER M. BICKEL married [redacted]
in [redacted] AUSTIN advised from records in her possession
that below this indicated marriage was a penciled notation,
"Divorced."

[redacted] at the time of contact, 11/7/67, advised she could not
further amplify the notation "Divorced."

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It would appear that information relative to the divorce could be obtained through the Boston Office at Harvard or through the marital records in Washington, D. C., by WFO.

Accordingly, NHO is not making any further efforts which would have to be outside of established sources to ascertain the details of the divorce.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA JAMES G. NAGLE
Date: November 16, 1967

Office: NEW HAVEN

Field Office File #: 161-877

Bureau File #: 161-5333

Title: ALEXANDER MORDECAI BICKEL

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b7CCharacter: SPECIAL INQUIRY
SENATE COMMITTEE ON THE JUDICIARY

Synopsis: ALEXANDER M. BICKEL, born 12/17/24, employed Yale Law School, Yale University, New Haven, Conn., as Professor of Law. Records, Yale, note BICKEL married [redacted] and "divorced." Records, Yale, reflect BICKEL served U.S. Army 1943-45 as First Lieutenant in Army reserve. Dean, Associate Dean, References, and a secretary, Yale Law School, as well as neighbors, New Haven and Hamden, Conn., all described BICKEL as highly capable and an individual of good character, loyalty, and associates about whom they know nothing derogatory or disloyal. All recommend. Records, New Haven County Superior Court, New Haven, reflect BICKEL not a member of Conn. Bar Association. Credit check covering New Haven and Hamden set forth. Arrest Check, New Haven PD, reflects ALEXANDER M. BICKEL, age 33, arrested 2/28/57, Failure to Obey Boulevard Stop Sign. Disposition listed Nolle, \$9. Arrest check Hamden PD, negative.

- RUC -

Details: EMPLOYMENTb6
b7CYale University, New Haven, Connecticut

On November 7, 1967, [redacted] Provost's Office, advised ALEXANDER M. BICKEL, born December 17, 1924, is currently Kent Professor of Law and Legal History, having started at the law school

in 1956 as an Associate Professor of Law. He was promoted to full professor on tenure in 1960. His address was reflected as 261 St. Ronan Street, New Haven. Records which [] maintained in her possession reflected that BICKEL served as a First Lieutenant in the United States Army reserve while serving in the Army from 1943 through 1945.

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Prior to coming to Yale, BICKEL was last employed as a Research Associate in Law at Harvard Law School from 1954 to 1956.

The records reflected nothing relative to membership in Bar Associations.

[] advised that BICKEL married [] in [] and she advised that there was a notation in pencil beneath it, "Divorced."

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She advised she could not further amplify this notation.

On November 7, 1967, [] Yale Law School, was contacted at which time he advised that ALEXANDER M. BICKEL was a most able and valuable member of the Law School faculty. He described BICKEL as a great teacher, scholar, friend, and citizen whose character was first class. He advised he knew of nothing derogatory or disloyal concerning BICKEL whom he described as a solid citizen and "top man," in the United States age-wise in the field of Constitutional Law.

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[] advised that he has known BICKEL since 1956 and he considers himself and BICKEL as good friends and close colleagues.

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He stated that he socializes with BICKEL and considers [redacted] (phonetic) and children and associates as high-type individuals. He noted that BICKEL was admitted to practice in 1950 in the State of Massachusetts according to the Directory of Law Teachers and he advised that BICKEL has an appointment in the History Department at Yale University. b6 b7C

[redacted] stated he would recommend BICKEL for any job at any level in the United States Government. b6 b7C

[redacted] Yale Law School, advised on November 7, 1967, that ALEXANDER M. BICKEL whom he has known since approximately 1956, is an individual of brilliant mind who has written for the "New Republic."

[redacted] stated that he considers BICKEL to be an individual of high character, loyalty, and associates about whom he knows of nothing derogatory or disloyal. He advised that he knows BICKEL both socially and professionally and he stated that he would have no hesitation in recommending BICKEL for a position with the United States Government, since having come to know BICKEL through their mutual connections with Yale University. b6 b7C

[redacted] Yale Law School, to ALEXANDER M. BICKEL amongst others, advised upon contact on November 7, 1967, that BICKEL has been a Contributing Editor to the "New Republic" which she stated is located at 1244 19th Street, Northwest, Washington, D. C., 20036, as well as having submitted articles to the "Commentary" magazine located in New York City. b6 b7C

[redacted] advised that she considers ALEXANDER M. BICKEL to be an individual of high character, loyalty, associates, and ability and that she knows of nothing derogatory or disloyal concerning him. b6 b7C

She advised she would recommend him for a position with the United States Government.

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REFERENCES:

[redacted] Yale University Law School, advised that he has known ALEXANDER M. BICKEL approximately ten years since BICKEL's having come to Yale as a member of the Law School faculty.

He advised that he socializes with BICKEL whom he considers to be very able in his field and an individual of splendid character, high caliber associates, about whom he knows nothing derogatory or disloyal.

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[redacted] advised that he does not know of any Bar Associations memberships on the part of BICKEL. [redacted] advised that he is familiar with BICKEL's [redacted] through having socialized with him. He considers her to be an individual of high character.

He advised he would recommend BICKEL for a position with the United States Government.

[redacted] Yale University Law School, advised on November 7, 1967, that he has come to know ALEXANDER M. BICKEL since 1956 when BICKEL joined the Yale Law School faculty.

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He stated he is very good friends with BICKEL and socializes with him on occasions. He advised that he considers BICKEL to be an individual of "extraordinary ability," excellent character and associates, about whom he knows nothing derogatory or disloyal.

[redacted] advised he would recommend BICKEL for a position with the United States Government.

[redacted] advised that he believed BICKEL was not a member of the Bar Association in Connecticut but stated that he might possibly be a member in the District of Columbia, Massachusetts, or New York.

ROBERT H. BORK, Professor of Law, Yale University Law School, advised on November 8, 1967, that he has known ALEXANDER M. BICKEL since 1962, both professionally and socially and he considers him to be bright, capable, and an individual of unquestioned character, loyalty, and associates, about whom he knows of nothing derogatory or disloyal.

He stated that he came to know BICKEL through their association with Yale Law School. He advised he would recommend him for a position with the United States Government.

NEIGHBORHOOD: 261 St. Ronan Street, New Haven, Connecticut

On November 7, 1967 [redacted]
[redacted] Yale Law School, advised that he has known ALEXANDER M. BICKEL since BICKEL came to Yale Law School.

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He advised that he considers BICKEL to be an extraordinarily gifted individual who is conscientious, honorable, and constituted of fine character.

He advised that BICKEL has a fine mind and is a friend of his with whom he occasionally socializes.

He advised that he knows of nothing derogatory or disloyal concerning BICKEL or his associates and he would recommend

him for a position with the United States Government.

[redacted] b6
[redacted] Yale University Law School, advised on November b7C
8, 1967, that he has known ALEXANDER M. BICKEL socially
and professionally since 1956 and since that time has
found him to be an individual of high ability, character,
loyalty, and associates, and he knows of nothing derogatory
concerning him.

[redacted] advised he would recommend him for a position with
the United States Government.

[redacted] advised he does not know of BICKEL's memberships
in Bar Associations.

[redacted] advised on
November 14, 1967, that she has lived here for approximately
thirty years and has never met ALEXANDER BICKEL though she
knows of him as having been a neighbor at 261 St. Rona^{b6}
Street from approximately September, 1965 to present. b7C

She advised that she has observed his wife and children
and has known of nothing derogatory concerning BICKEL or
his family.

55 Gorham Drive, Hamden, Connecticut

[redacted] advised November 14,
1967, that she has lived here for approximately four years
and for about two years of this period has known ALEXANDER
M. BICKEL, [redacted] and [redacted] as neighbors.

She advised she did not socialize with the BICKELS but from
her knowledge of them has found them to be capable
individuals of good character and loyalty. [redacted] stated
she was not acquainted with their associates and would
recommend ALEXANDER M. BICKEL for a position with the United
States Government.

[redacted] advised upon contact on November 14, 1967, that she was familiar with ALEXANDER M. BICKEL during the period from approximately June, 1961, through September, 1965, when he lived at 55 Gorham Drive.

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[redacted] stated that BICKEL was an individual of fine character, loyalty, and associates and that she knew of nothing derogatory concerning him. She advised that she was not familiar with the associates of the BICKELS and had only occasionally socialized with the BICKELS.

[redacted] advised she would recommend ALEXANDER M. BICKEL for a position with the United States Government.

[redacted] advised on November 14, 1967, that she has resided at this address for approximately nine or ten years and came to know the BICKELS during the time they resided at 55 Gorham Drive from approximately June of 1961 through September of 1965.

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She advised she was unfamiliar with the associates of ALEXANDER M. BICKEL, however, she advised with regard to BICKEL that she considered him an individual of fine character, loyalty, and associates and an individual of great capability by reputation.

She advised that she would recommend ALEXANDER M. BICKEL for a position with the United States Government.

MISCELLANEOUS:

On November 8, 1967, [redacted] New Haven County Superior Court, New Haven, Connecticut, advised from a check

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NH 161-877

of his records that he could not locate any record of ALEXANDER M. BICKEL as being a member of the Bar Association of the State of Connecticut.

CREDIT:

[redacted] Credit Bureau of New Haven, 152 Temple Street, New Haven, Connecticut, which bureau also covers Hamden, Connecticut, advised on November 8, 1967, that a record was on file in the name of ALEXANDER M BICKEL, of the following addresses: 386 Prospect Street, New Haven; 55 Gorham Drive, Hamden; and 261 St. Ronan Street, New Haven. Within the file was listed the name [redacted] and BICKEL was listed as Associate Professor of Law, Yale Law School. *CONN.*

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The address of 55 Gorham Drive, Hamden, was noted with the date June 17, 1961 behind it. A business address since October 4, 1956, was reflected as Yale University. *Bickel*

Nothing of a derogatory nature was noted within the file.

ARREST:

On November 7, 1967, [redacted] New Haven, Connecticut, Police Department, made available card number 136320 in the name of ALEXANDER M. BICKEL, age 33, address 386 Prospect Street, New Haven, Connecticut, which reflected that BICKEL was arrested February 28, 1957 for the offense of Failure to Obey Boulevard Stop Sign. Under "Disposition" was noted, "Nolle \$9."

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This record described BICKEL as male, 5'7", fair complexion, brown eyes, brown hair.

NH 161-877

On November 16, 1967, [REDACTED] Hamden, ^{b6}
Connecticut, Police Department, caused a check to be made ^{b7C}
of the records of that bureau under the name ALEXANDER
M. BICKEL.

[REDACTED] advised he could locate no information identifiable
with this individual.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN BUREAU	DATE 11/16/67	INVESTIGATIVE PERIOD 11/7 - 16/67
TITLE OF CASE ALEXANDER MORDECAI BICKEL		REPORT MADE BY KARL D. DAVIDSON	TYPED BY slf
		CHARACTER OF CASE SPECIAL INQUIRY SENATE COMMITTEE ON THE JUDICIARY	

REFERENCE:

Buairtel to New York dated 11/3/67.
New Haven airtel to Bureau dated 11/8/67.

- RUC -

ADMINISTRATIVE:

Results of investigation at New York concerning the appointee was forwarded to the Bureau in New York report of SA ROBERT W. KNIGHT dated 10/29/53, NY file 116-104474, under title ALEXANDER MORDECAI BICKEL - WA 77834, aka Alexandru Bickel, Alexandru Buckel.

ACCOMPLISHMENTS CLAIMED						ACQUIT- TALS	CASE HAS BEEN:	
CONVIC.	AUTO.	FUG.	FINES	SAVINGS	RECOVERIES		PENDING OVER ONE YEAR	<input type="checkbox"/> YES <input type="checkbox"/> NO
							PENDING PROSECUTION OVER SIX MONTHS	<input type="checkbox"/> YES <input type="checkbox"/> NO
APPROVED <i>[Signature]</i>						SPECIAL AGENT IN CHARGE		
COPIES MADE:						DO NOT WRITE IN SPACES BELOW		
① - Bureau 1 - New York (161-2462)						161-5333-9		
						REC-71		
						ST-106		
						RECORDED 9 NOV 17 1967		
Dissemination Record of Attached Report						Notations		
Agency						<i>[Signature]</i>		
Request Recd.								
Date Fwd.								
How Fwd.								
By								
62 JAN 5 1968								

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: KARL D. DAVIDSON
Date: 11/16/67

Office: New York, New York

Field Office File #: 161-2462

Bureau File #:

Title: ALEXANDER MORDECAI BICKEL

Character: SPECIAL INQUIRY
SENATE COMMITTEE ON THE JUDICIARY

Synopsis: Appointee's parents have no arrest record at NYC;
their present address verified. Appointee has
contributed several articles to "Commentary", the
official publication of the American Jewish Committee.

- RUC -

NY 161-2462

DETAILS:

Arrest:

On November 14, 1967, SA AUGUST J. MICEK caused the records of the New York City Police Department (NYCPD) to be checked by [redacted] Bureau of Criminal Identification; Patrolman [redacted] Information Unite; [redacted], Old Record Room (all of the above of the NYCPD); and [redacted], Fingerprint Bureau, Criminal Court of the City of New York. No record was located identifiable with SOLOMON or YETTA BICKEL, 890 West End Avenue, New York City.

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Miscellaneous:

On November 14, 1967, [redacted] Bureau of Special Services, NYCPD, advised SA AUGUST J. MICEK that he could locate no record concerning SOLOMON or YETTA BICKEL. *BORN - JANUARY - 1899*
SCHAFER

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On November 10, 1967, [redacted] advised Mr. and Mrs. SOLOMON BICKEL have occupied Apartment 10-E at that address for approximately ten years and are considered to be excellent tenants and persons of good character and reputation. *BORN - 2/1/1890*
POLAND

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On November 16, 1967, [redacted] "Commentary", 7th floor, 165 East 56th Street, New York City, advised that magazine is the official publication of the American Jewish Committee (AJC) and that the magazine's offices are located in the building occupied by the headquarters of the AJC.

Information concerning the American Jewish Committee is contained in the Appendix to this report.

[redacted] stated the appointee is considered "an honored contributor" of articles which have appeared in the magazine occasionally for approximately the last five years. She stated the appointee was known to her and others at the magazine as a distinguished member of the faculty at Yale University; she had corresponded with him and spoken with him on the telephone, but had never met him personally. The appointee was paid for his contributions

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NY 161-2462

to the magazine, and writes in the fields of law and American politics. [] stated she understood the appointee had also written various articles published in "The New Republic". She was unable to suggest anyone at the magazine ("Commentary") who was personally acquainted with the appointee.

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On November 16, 1967, []
[] provided essentially the same information as reported above. He stated the appointee was known to him by reputation and writings, but he was not personally acquainted with the man. [] stated the appointee's reputation known to him was one of great respect and capabilities in the field of law and politics, outstanding character, and unquestioned loyalty to the United States.

NY 161-2462

1.

APPENDIX

AMERICAN JEWISH COMMITTEE

The "Encyclopedia of American Associations", published in 1956, revealed the following:

The American Jewish Committee was established in 1906 and at that time had offices at 386 Fourth Avenue, New York, NY; its purpose was to "combat bigotry, protect religious and civil rights and advance the cause of human rights".

According to the American Jewish Yearbook of 1951, the American Jewish Committee, which was founded in 1906, has an indirect interest in Israel insofar as its interest is in the protection of civil rights for all groups. It was also indicated that the American Jewish Committee was an affiliate of the World Jewish Congress. According to the yearbook, the World Jewish Congress secures and defends the rights, status, and interests of Jews and Jewish communities; it represents its affiliated organizations before governmental, intergovernmental, and other international authorities on matters which affect the Jews.

11/22/67

PLAINTEXT

TELETYPE

DEFERRED

TO: SAC LAS VEGAS

FROM: SAC WFO (161-4582)

ALEXANDER MORDECAI BICKEL; SPI; SENATE COMMITTEE ON
THE JUDICIARY. BUDED: PAST.

[REDACTED] ADVISED SHE FILED SUIT

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FOR DIVORCE FROM APPOINTEE IN RENO, NEVADA. ATTORNEY
WAS [REDACTED] OF RENO. RECALLED DIVORCE GRANTED [REDACTED]

[REDACTED] DIVORCE BASED ON GENERAL INCOMPATABILITY.

BUREAU REQUESTS YOU RECHECK DIVORCE RECORDS AT RENO.
CONTACT ATTORNEY [REDACTED] IF NECESSARY. SUBMIT RESULTS
BY MONDAY, NOVEMBER TWENTYSEVEN, NEXT.

BUREAU ADVISED.

SPIN.

P.

1 - Teletype Unit
1 - Bureau
2 - WFO

MEL:pag
(4)

161-5333-11
NOT RECORDED

11 DEC 20 1967

62 JAN 5 1968

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE LAS VEGAS	OFFICE OF ORIGIN BUREAU	DATE 11/25/67	INVESTIGATIVE PERIOD 11/24/67
TITLE OF CASE ALEXANDER MORDECAI BICKEL		REPORT MADE BY SA 	TYPED BY b6 km
		CHARACTER OF CASE SPI; SENATE COMMITTEE ON THE JUDICIARY	

REFERENCE:

WFO teletype dated 11/22/67.

- RUC -

ACCOMPLISHMENTS CLAIMED						ACQUIT-TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC	AUTO.	FUG.	FINES	SAVINGS	RECOVERIES		
APPROVED <i>DeW</i> SPECIAL AGENT IN CHARGE						DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 1 - Bureau 1 - Las Vegas (161-139)						161-5333-12	
						NOT RECORDED	
						16 NOV 28 1967	
						Spec Inq.	
Dissemination Record of Attached Report						Notations	
Agency						- A* - COVER PAGE	
Request Recd.							
Date Fwd.							
How Fwd.							
By							

62 JAN 5 1968

**UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION**

Copy to:

Report of:

SA [REDACTED]

Office: LAS VEGAS

b6

Date:

11/25/67

b7C

Field Office File #:

LV 161-139

Bureau File #:

Title:

ALEXANDER MORDECAI BICKEL

Character:

SPECIAL INQUIRY; SENATE COMMITTEE ON THE JUDICIARY

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Synopsis:

Records of Washoe County Clerk of Court, Reno,
Nevada, reflect divorce granted to [REDACTED]

[REDACTED] from ALEXANDER M. BICKEL, [REDACTED]

upon her allegation ALEXANDER BICKEL [REDACTED]

[REDACTED]

BORN

DETAILS:*MASS.*At Reno, Nevada

On November 24, 1967, review of case number [REDACTED] retained in the office of the Clerk of Court, Washoe County, Reno, Nevada, disclosed that in a complaint filed [REDACTED] [REDACTED] plaintiff, alleged that she and ALEXANDER M. BICKEL, defendant, were married in [REDACTED] [REDACTED] had no children, and since the time of their marriage the defendant had [REDACTED] the plaintiff with [REDACTED] By an answer filed [REDACTED] the defendant denied the allegation that he [REDACTED] the plaintiff [REDACTED]

Further review of the above case disclosed that the plaintiff testified in Washoe County District Court, Reno, Nevada, on June 26, 1956, that the defendant [REDACTED]

The plaintiff further testified the defendant's conduct [REDACTED]

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LV 161-139

By decree filed in Washoe County District Court,
Reno, Nevada, on [redacted] the above plaintiff was
granted absolute divorce from the defendant and [redacted]
[redacted] was restored to her.

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F B I

Date: 11/27/67

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI

FROM: SAC, WFO (161-4582) (P)

ALEXANDER MORDECAI BICKEL
SPI
SENATE COMMITTEE ON THE JUDICIARY
BUDED: 11/17/67

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b7c

Re WFO report, 11/17/67, and WFO teletype to Las Vegas,
11/22/67.

On 11/22/67, [REDACTED]

[REDACTED] is known professionally as [REDACTED].
[REDACTED] advised SA MARVIN E. LEWIS she met [REDACTED]
the appointee, ALEXANDER BICKEL, in Cambridge, Mass., when
she was attending Harvard Law School. They had known each
other a reasonable length of time before their marriage in 1956.
They were married only a few months when she filed suit for a
divorce in Reno, Nevada. [REDACTED] recalled the divorce
was granted about [REDACTED]. She did not obtain the
divorce because of any misconduct or mistreatment by the appointee,
but on general grounds of incompatibility. She has had no
contact with the appointee since their divorce. She had found
him to be very dependable and never had any reason to question
his personal character or his loyalty to the United States.

Passport check outstanding.

①-Bureau
1-WFO

MEL:jgs
(2)

NOT RECORDED

11 DEC 20 1967

AIRTEL

Approved: 248

62 JAN 5 1968 Special Agent in Charge

Sent _____ M Per _____

FBI

Date: 11/29/67

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI
FROM: SAC, WFO (161-4582) (P)
ALEXANDER MORDECAI BICKEL
SPI
SENATE COMMITTEE ON THE JUDICIARY
BUDED: 11/17/67

b6
b7C

Re WFO airtel 11/27/67/.

On 11/28/67 IC [] rechecked the files of the U. S. Supreme Court and determined that appointee was admitted to practice before this court on 1/11/60.

The Author Catalogue at the Library of Congress as checked by SA MARVIN E. LEWIS on 11/29/67 reveals that ALEXANDER M. BICKEL is the author of the following books:

"The Unpublished Opinions of Mr. Justice Brandeis" 1957 published by Belknap Press of Harvard University Press.

"The Least Dangerous Branch" 1962 published by Bobbs-Merrill

"Politics and the Warren Court" 1965 published by Harper and Row.

① - Bureau
1 - WFO

MEL:cjs
(2)

AIRTEL

161-5333-14
NOT RECORDED

11 DEC 20 1967 9-41

Approved: _____

62 JAN 5 1968

Special Agent in Charge

Sent _____ M Per _____

The Book Review Digest contains the following excerpts from periodicals used as review sources of the books written by BICKEL:

(1) "Unpublished Opinions of Mr. Justice Brandeis"

"Among the voluminous papers he deposited at the University of Louisville, Justice Louis Brandeis did not include his court files. These privileged materials, a vast miscellany of opinions at various stages of preparations, memoranda to and from his colleagues etc, he turned over to Justice Felix Frankfurter, who placed them in the library of the Harvard Law School. From this collection, Alexander Bickel's volume includes ten unpublished opinions. Mr. Bickel, associate Professor of Law at Yale, was at one time clerk to Justice Frankfurter. Accompanying each opinion, which, for one reason or another, never saw the light of day, are his own explanatory comments."
(New York Times)

(2) "The Least Dangerous Branch"

"The purpose of this volume by a Yale Professor of law is 'to have the Supreme Court's exercise of judicial review better understood and supported - and more sagaciously used....Starting with Marbury vs. Madison - which he says gives shaky support to judicial review - the author traces the development and uses of the power, with.... explanations of famous cases.' " (Christian Science Monitor)

WFO 161-4582

(3) "Politics and the Warren Court"

"A professor of law at Yale University argues that ' American democracy is a government of men as well as laws, and politics as much as legal precedent determines whether the decisions of the Supreme Court become the policy of society.... As illustration he uses the decisions of the Court on school desegregation, school prayer, federal aid to education, and political reapportionment." (Publisher's note) These essays have been recast from articles previously published in law journals and in magazines such as Commentary and The New Republic.

LEAD: Passport check outstanding.

December 1, 1967

ALEXANDER MORDECAI BICKEL-SUMMARY

An applicant-type investigation was conducted concerning Mr. Bickel in November, 1953. This memorandum summarizes the results of that investigation as well as the current inquiries.

VA.

WASH. D.C.

261 ST. ROMAN ST.
NEW HAVEN, CONN.

MD.

I. BIOGRAPHICAL DATA

Birth and Naturalization

Mr. Bickel was born on December 17, 1924, in Bucharest, Romania. The records of the United States District Court for the Western District of South Carolina, Greenville, South Carolina, disclose Mr. Bickel, while on active duty in the United States Army, filed a Petition for Naturalization in 1943 indicating he had arrived in the United States on March 9, 1939, at New York, New York, as "Alexandru Bickel (Buckel)." He appeared in the United States District Court in Spartanburg, South Carolina, on August 9, 1943, and was issued Certificate of Naturalization number 5 993 613.

N. J.

MASS.

AFRICA

ITALY

GERMANY

FRANCE

ENGLAND

Education

January, 1941, to June, 1943; and February, 1946, to February, 1947

City College, New York, New York, receiving a B.S. degree

SOC. SEC. # 123-16-6979

161-5333-15

ENCLOSURE

EES:jmb

MAIL ROOM ☐ TELETYPE UNIT ☐

Return to ☐ Room 1254.

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Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

Alexander Mordecai Bickel

**February, 1947, to
June, 1949**

**Harvard University,
Cambridge, Massachusetts,
receiving an LL.B. degree**

Employment

**September, 1949, to
August, 1950**

**Calvert Magruder, former
Chief Judge, United States
Court of Appeals for the
First Circuit, Boston,
Massachusetts, as a
law clerk**

**August, 1950, to
June, 1952**

**Office of the High Commissioner
for Germany, Department of
State, Frankfurt, Germany,
initially as an attorney
and later as a legal officer**

July, 1952

**Harvard University,
Cambridge, Massachusetts,
as a research fellow**

**August, 1952, to
August, 1953**

**Felix Frankfurter, former
Associate Justice, United
States Supreme
Court, Washington, D. C.,
as a law clerk**

**September, 1953, to
July, 1954**

**Policy Planning Staff,
Department of State,
Washington, D. C., as
a foreign affairs officer**

**August, 1954, to
July, 1956**

**Harvard University,
Cambridge, Massachusetts,
as a research associate**

Alexander Mordecai Bickel

**July, 1936, to
the present**

**Yale University,
New Haven, Connecticut,
as Kent Professor of Law
and Legal History**

Since October 19, 1967, Mr. Bickel has served as a consultant on a "when-actually-employed" basis to the Subcommittee on Separation of Powers, Committee on the Judiciary, United States Senate, Washington, D. C.

He is the author of three books, entitled, "The Unpublished Opinions of Mr. Justice Brandeis," "The Least Dangerous Branch," and "Politics and the Warren Court." He is also a contributing editor to the magazine, "The New Republic," published in Washington, D. C.

Marital Status

Mr. Bickel and the [redacted] were married on [redacted]. The records of the Clerk of Court of Washoe County, Reno, Nevada, disclose Mr. Bickel's [redacted] him for divorce on [redacted] in Reno, Nevada. She alleged he [redacted] and he denied the allegation. She was granted a divorce on [redacted]. There were no children born of this marriage. b6 b7C

Mr. Bickel and the [redacted] were married on [redacted] in [redacted]. They and their [redacted] reside at [redacted]. b6 b7C

Military Service

He was inducted into the United States Army on May 29, 1943, and entered on active duty on June 12, 1943. He was honorably discharged as a technician fifth class on November 8, 1945, by reason of demobilization. He was

Alexander Mordecai Bickel

appointed a second lieutenant in the United States Army Officers' Reserve Corps, inactive status, on May 20, 1948. He served on active duty from March 5, 1951, until March 19, 1951. He was honorably discharged as a first lieutenant on April 29, 1957, by reason of failure to be selected for promotion after the second consideration. His service record is clear.

II. RESULTS OF INVESTIGATIONS

Interviews

[redacted] law firm of Cravath, Swaine, and Moore, New York, New York, was interviewed during the 1953 investigation and he advised he had been acquainted with Mr. Bickel for about three years. He stated they were [redacted] in the Office of the High Commissioner for Germany during the early 1950s. He said he held Mr. Bickel in the highest regard and he commented favorably concerning Mr. Bickel's character, reputation, and loyalty. He recommended Mr. Bickel for a position of trust. b6 b7c

[redacted] Department of State, Washington, D. C., was interviewed during the 1953 investigation and he advised he had known Mr. Bickel since 1950. He stated he was [redacted] Mr. Bickel's [redacted] at the Department of State and he considered Mr. Bickel a person of good character, reputation, and associates. He said Mr. Bickel was a conscientious individual who was a hard worker. He recommended Mr. Bickel for a position of trust and responsibility with the Government. [redacted] was recontacted during the current inquiries and he affirmed the statements made by him in 1953. He said he considers Mr. Bickel a very capable, intelligent, and dependable individual. He stated he has had limited contact with Mr. Bickel since 1954, when Mr. Bickel b6 b7c

Alexander Mordecai Bickel

resigned his position with the Department of State; however, he said no information of an unfavorable nature has come to his attention concerning Mr. Bickel. He commented favorably concerning Mr. Bickel's loyalty, and he advised Mr. Bickel is a devoted United States citizen. He recommended Mr. Bickel for a position of trust with the Government.

[redacted] b6
Yale University, New Haven, Connecticut, stated during the b7C
current inquiries that he has known Mr. Bickel since 1956 on a professional basis and he considers Mr. Bickel a good friend. He said Mr. Bickel is a most able and valuable member of the faculty of the School of Law. He described Mr. Bickel as an excellent teacher and scholar. He commented favorably concerning Mr. Bickel's character and loyalty. He rated Mr. Bickel among his contemporaries as the "top man" in the United States in the field of constitutional law. He recommended Mr. Bickel for a position with the Government.

[redacted] b6
Yale University, New Haven, Connecticut, advised during b7C
the current inquiries that he has known Mr. Bickel for ten years. He stated he considers Mr. Bickel very able in his field. He commented favorably concerning Mr. Bickel's character, associates, and loyalty, and he stated he knows nothing of a derogatory nature concerning Mr. Bickel. He said he is acquainted with Mr. Bickel's wife on a social basis and he considers her an individual of good character. He recommended Mr. Bickel for a position with the Government.

[redacted] b6
Yale University, New Haven, Connecticut, advised during b7C
the current inquiries that he has known Mr. Bickel since 1956. He stated Mr. Bickel is an individual of "extraordinary ability" and of excellent character and associates.

Alexander Mordecai Bickel

He stated he knows nothing of a derogatory or disloyal nature concerning Mr. Bickel and he recommended him for a position of trust with the Government.

Twenty-seven additional persons, consisting of social and professional acquaintances, references, former supervisors, neighbors, and [redacted], were interviewed during the investigations. They furnished favorable comments regarding Mr. Bickel's character, reputation, loyalty, morals, habits, ability, and associates. Persons well acquainted with Mr. Bickel stated he is a dependable, trustworthy, dedicated, and conscientious individual. He was recommended for a position of trust and confidence. Persons acquainted with his close relatives advised to their knowledge they are reputable individuals whose loyalty to the United States is above question.

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Close Relatives

In addition to his wife and children, mentioned previously, Mr. Bickel has the following close relatives:

Father	Solomon Bickel New York, New York
Mother	Yetta Bickel New York, New York

Credit and Arrest Checks

Information has been received from the appropriate credit reporting and law enforcement agencies indicating their files contain either no record or no additional pertinent information concerning Mr. Bickel or his close relatives.

Alexander Mordecai Bickel

Bar Affiliations

Mr. Bickel was admitted to practice law in Massachusetts on March 21, 1950, and he is presently in good standing. He was admitted to practice before the United States Supreme Court on January 11, 1960, and he is presently in good standing. He is a member of the American Bar Association, Chicago, Illinois, and no grievances have been filed against him. The records of other appropriate bars and bar associations and appropriate grievance committees were checked and no record of Mr. Bickel was located.

Agency Checks

The records of the House Committee on Un-American Activities, Washington, D. C., disclose the Subcommittee on Internal Security, Committee on the Judiciary, United States Senate, Washington, D. C., held hearings during April and May, 1959, on "Proposed Antisubversion Legislation, Part I." The name of one Alexander M. Bickel appears among those of 35 individuals who identified themselves as professors of law and who sent a telegram on May 1, 1959, from New York, New York, to James O. Eastland, Chairman, Committee on the Judiciary, urging the Subcommittee to withhold favorable action on the proposed legislation. The signers of the telegram indicated, "No one of these bills seems to us to strengthen the democratic system they are intended to protect. On the contrary, in combination, they seem to us to jeopardize many of the values most highly cherished in a free society." Enclosed is a copy of pages 498 and 499 of the recorded hearings of the Subcommittee on Internal Security held in April and May, 1959, containing the text of the telegram.

Information has also been received from the following governmental agencies indicating their files contain either no record or no additional pertinent information concerning Mr. Bickel:

Bureau of Personnel Investigations,
Civil Service Commission; Central
Intelligence Agency; Atomic Energy
Commission; Defense Central Index of
Investigations and United States Army
Investigative Records Repository,

Alexander Mordecai Bickel

**Fort Holabird, Maryland; Office of
Security, Department of State; and
the White House Office.**

**The central files of the FBI, including the files
of the Identification Division, contain no additional
pertinent information concerning Mr. Bickel.**

Enclosure

New York, N.Y., May 1, 1959.

Hon. JAMES O. EASTLAND,
Committee on the Judiciary,
U.S. Senate, Washington, D.C.

MY DEAR SENATOR: The undersigned, all of whom are professors of law, earnestly urge the Subcommittee on Internal Security to withhold favorable action on S. 3, S. 1200, S. 1301, S. 1303, S. 1304 and 1305, which would, in our judgment, create especially serious problems if enacted. S. 3, with its sweeping approach to the interplay of Federal and State action in related areas, would have unforeseeable impact upon the law, would stir fruitless litigation, and would jeopardize the effective development of national policy.

PROPOSED ANTISUBVERSION LEGISLATION

499

S. 1200, intended to reverse the decision of the Supreme Court in the Nelson case, would revive State sedition laws that in fact add nothing to the Nation's defense against genuine subversion, although they do increase the dangers of haphazard and multiple interferences with unpopular advocacy. State laws that deal with violence and other antisocial activity have not been impaired by the Nelson decision. No reason appears for reviving State sedition laws that have contributed nothing to our internal security.

S. 1301 seeks to forbid the continued Federal employment of a person who refuses to answer "any question with respect to Communist, Communist-front, or other subversive activities or any other matter bearing upon his loyalty to the United States." The bill does not require that the question be relevant to any lawful subject of inquiry, or, indeed, that it be asked by a properly authorized body. The blanket requirement that answers be given to every question of these loosely defined types drastically extends the obligations of Federal employees without any showing of need for so curtailing their rights. We doubt the wisdom of that move.

S. 1303 is intended to overcome the effect of the Supreme Court's decision in the Kent case. It authorizes the Secretary of State to withhold a passport when, on the basis of confidential information "he is not satisfied" that the passport holder's journey would not be "prejudicial to the interests of the United States." We believe that the Supreme Court's decision recognizes a constitutional freedom of movement, and we doubt that the limitation of that freedom by this bill can be justified by the actualities of national security. The broad discretion vested in the Secretary of State, to be exercised by procedures markedly at variance with the traditional concepts of due process, so detracts from the constitutional right to travel abroad that its validity is highly questionable.

S. 1304 is intended to overcome the effect of the Supreme Court's holding in the Cole case that persons in nonsensitive jobs could not be removed from them as security risks upon determinations summarily made without procedural safeguards. The measure creates constitutional issues, and, in our opinion, is not responsible to any need that has appeared during the years since *Cole v. Young*, was decided.

S. 1305 seeks to reinforce the Smith Act by prohibiting advocacy "without regard to the immediate probable effect of such action." This change is influenced by the Yates decision. The proposal to punish advocacy, regardless of its immediate probable effect, raises grave constitutional questions, because it may limit speech before a reasonable necessity for such limitation has appeared.

No one of these bills seems to us to strengthen the democratic system they are intended to protect. On the contrary, in combination, they seem to us to jeopardize many of the values most highly cherished in a free society. We hope that these bills will not be moved toward further action. We respectfully request that this communication be incorporated in the record of the hearings on these bills.

Alexander M. Bickel, Boris I. Bittker, Kingman Brewster, Jr., Ralph S. Brown, Jr., Clark Byse, Abram J. Chayes, John P. Dawson, Richard C. Donnelly, E. Allan Farnsworth, Caleb Foote, Jefferson B. Fordham, Walter Gellhorn, Joseph Goldstein, Gerald Gunther, Livingston Hall, John O. Honnold, Mark De Wolfe Howe, Harry W. Jones, Benjamin Kaplan, Milton R. Konvitz, Noyes E. Leach, Charles J. Meyers, Paul J. Mishkin, Mourad G. Paulsen, Louis H. Pollak, Curtis R. Reitz, Maurice Rosenberg, Eugene V. Rostow, Rudolf B. Schlesinger, Louis B. Schwartz, Clyde W. Summers, Stanley S. Surrey, William C. Warren, Bertram F. Wilcox, Howard R. Williams.

161-5333-15
ENCLOSURE

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Honorable James O. Eastland

NOTE: Request received 11/3/67. Mr. Bickel, aged 42, Kent Professor of Law and Legal History, Yale University, New Haven, Connecticut, is serving as a consultant to the Subcommittee on Separation of Powers, Committee on the Judiciary, United States Senate, Washington, D. C. He is the author of three books concerning legal matters and is a contributing editor to the magazine, "The New Republic," published in Washington, D. C. His articles concerning the legal aspects of various matters ranging from school segregation to the rights of subjects in criminal cases to representation by counsel. Applicant-type investigation in 1953 and the current inquiries generally favorable. Investigation complete except for check of Passport Office, Department of State, files.

F B I

Date: 12/5/67

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI (161-5333)

FROM: SAC, WFO (161-4582) (RUC)

ALEXANDER MORDECAI BICKEL

SPI

SENATE COMMITTEE ON THE JUDICIARY

BUDED 11/17/67

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ReWFO airtel 11/29/67.

The files of the Passport Office, USDS, reviewed by SA [] on 12/4/67, disclose that since the last review of 10/21/53, ALEXANDER MORDECAI BICKEL was next issued passport 1244569 on 10/22/58 at WDC for proposed one month pleasure travel to Mexico, England and France. This passport was renewed on 5/22/61 at WDC for one week travel to Germany to lecture at the University of Munich.

He was last issued passport H 0577-7 on 1/9/67 at Boston, Massachusetts for four days business travel to the United Kingdom.

① - Bureau
1 - WFO
MEL:ka
(2)
AIRTEL

161-5333-169-81
NOT RECORDED

11 DEC 20 1967

Approved: 248 [Signature]

Sent _____ M Per _____

Special Agent in Charge

62 JAN 5 1968

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